



1623/18  
CP216

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Martin J. Jacobs et al.

Serial No.: 10/023,441

Group Art Unit: 1623

Filing Date: December 18, 2001

Examiner: Maier, Leigh C.

For: MODAFINIL COMPOUND AND CYCLODEXTRIN MIXTURES

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DATE OF DEPOSIT: November 6, 2003

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

REPLY TRANSMITTAL LETTER

Transmitted herewith for filing in the above-identified patent application is:

- ☐ A Preliminary Amendment.  
☒ A Reply Responsive to the Office Action Dated May 6, 2003.  
☐ A Reply Supplemental to the Paper filed \_\_\_\_\_.  
☐ Other: \_\_\_\_\_.

- ☒ Return Postcard
- ☐ Information Disclosure Statement.
- ☐ Attached Form 1449.
- ☐ A copy of each reference as listed on the attached Form PTO-1449 is enclosed herewith.
- ☐ Terminal Disclaimer.
- ☐ This application is no longer entitled to small entity status. It is requested that this be noted in the files of the Patent and Trademark Office.
- ☒ Other Material as follows:

1) **Declaration of Martin J. Jacobs Under 37 C.F.R. § 1.132**

**EXTENSION OF TERM**

- ☒ Petition is hereby made for an extension of time under 37 C.F.R. 1.136(a) for the total months and fee as checked below:

	NOT SMALL ENTITY	
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$110	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$420	\$
<input checked="" type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$950	\$ 950.00
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$1,480	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$2,010	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID	minus	(\$ )
<b>TOTAL FEE DUE</b>		<b>\$ 950.00</b>

- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit account 03-1195. This sheet is provided in duplicate.

# FEE FOR CLAIMS

(a) ☒ No additional fee is due.

(b) ☐ The fee for claims has been calculated below:

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				NOT SMALL ENTITY	
	REMAINING AFTER AMENDMENT	HIGHEST PAID FOR	EXTRA	RATE	FEE
TOTAL CLAIMS	39	51 (20 MINIMUM)	0	\$18 EACH	\$ 0
INDEP. CLAIMS	4	7 (3 MINIMUM)	0	\$86 EACH	\$ 0
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$280	\$
TOTAL FEE DUE					\$ 0

# OTHER FEES

☐ Other fees are due as shown below:

		NOT SMALL ENTITY	
<input type="checkbox"/>	TERMINAL DISCLAIMER	\$110	\$
<input type="checkbox"/>	OTHER FEE OR SURCHARGE AS FOLLOWS:		
TOTAL FEE DUE			\$

# FEE PAYMENT

(a) ☐ Attached is a check in the amount of \$\_\_\_\_\_.

(b) ☒ The Commissioner is authorized to charge payment for the foregoing amount due, and for any additional fees required by the filing of this paper, and to refund any overpayment associated with this communication or during the pendency of this application to deposit account 03-1195. This sheet is provided in duplicate.

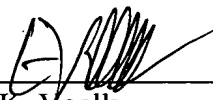
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**SHOULD ANY DEFICIENCIES APPEAR** with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: November 6, 2003

  
\_\_\_\_\_  
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